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11 **UNITED STATES DISTRICT COURT**  
12 **DISTRICT OF NEVADA**

13 VICTOR SANCHEZ,

Case No. 2:19-cv-02017-JAD-VCF

14 Plaintiff,  
15 vs.  
16 ALBERTSON'S LLC, a foreign limited  
liability company; DOES 1 through 100; and  
ROE CORPORATIONS 101 through 200,  
17  
Defendant.

~~PROPOSED STIPULATION TO EXTEND  
THE DEADLINE FOR FILING OF THE  
JOINT-PRE TRIAL ORDER~~

18 IT IS HEREBY STIPULATED AND AGREED between the parties that the deadline for  
19 filing of the Joint Pre-Trial Order be continued for a period of four (4) days, up to and including  
20 December 9, 2022. In support of this stipulation, the parties state as follows:

21 *Pursuant to LR IA 6-1, the parties hereby aver that this is the first such discovery*  
22 *extension requested for the purpose of extending the deadline of the Joint Pre-Trial Order. The*  
23 *parties have entered eight previously granted proposed stipulations to extend discovery.*  
24 *Moreover, pursuant to Local Rule 26-3, it is respectfully submitted the Parties' failure to*  
25 *request the instant extension of discovery twenty-one (21) days prior to the discovery cutoff was*  
26 *the result of excusable neglect. Specifically noting the failure to request the extension of this*  
27 *deadline was a mere oversight by the Parties. Bateman v. U.S. Postal Service, 231 F.3d 1220 (9<sup>th</sup>*

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*Cir. 2000). Further: 1) there is no danger of prejudice as the extension is stipulated by the Parties; 2) a 4 (4) day extension will not impact a trial date because the same has not been scheduled; and 3) the requested extension is made in good faith by both Parties. Pioneer Investment Services v. Brunswick Associate's, Ltd., 507 U.S. 380, 395 (1993).*

## I. DISCOVERY COMPLETED

The parties have completed their discovery in this matter.

## II. DISCOVERY REMAINING TO BE COMPLETED

The parties do not wish to extend the deadline for discovery. Rather this Proposed Stipulation seeks a short continuance of the deadline to submit the Parties' Joint Pre-Trial Order.

### III. THE REASONS WHY THE DEADLINE WAS NOT SATISFIED

Ongoing trial preparation has been extensive. The parties have been working together on completion of their Joint Pre-Trial Order. However, the Thanksgiving Holiday has caused delay in the finalization of the same. As such, the parties submit this Stipulation and Order Seeking additional time for the filing of the Joint Pre-Trial Order.

#### IV. PROPOSED SCHEDULE FOR REMAINING DEADLINES:

**Current Deadline for Submission of the Joint Pre-Trial Order: December 5, 2022.**

Proposed Deadline for Submission of the Joint Pre-Trial Order: December 9, 2022.

1           The parties have entered into this Stipulation in an effort to ensure that all potential trial  
2 witnesses and documents are accurately identified in the Joint Pre-Trial Order. It is not the intent of  
3 the parties to cause undue delay. No trial date has been scheduled.

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5           DATED: December 5, 2022  
6           **BACKUS, CARRANZA & BURDEN**

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8           DATED: December 5, 2022  
9           **THE SCHNITZER LAW FIRM**

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11           */s/ Jacquelyn Franco*  
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24           *Victor Sanchez*

25           **ORDER**

26           IT IS SO ORDERED.  
27           DATED: 12-8-2022



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29           UNITED STATES MAGISTRATE JUDGE

30           **BACKUS | BURDEN**  
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